

Date Mailed: February 10, 2010

Sheet 1 of 7

<b>FORM 1449*</b> <b>THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT</b>			Docket Number: 60374.0068US12/CPO1.968407	Application Number: 10/712,289
<b>IN AN APPLICATION</b> (Use several sheets if necessary)			Applicant: Samuel H. Russ	
			Filing Date: November 13, 2003	Group Art Unit: 2421

<b>U.S. PATENT DOCUMENTS</b>						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	4,644,526	02/1987	Wu	370	295	
	5,155,591	10/1992	Wachob	725	35	
	5,168,372	12/1992	Sweetser	725	29	
	5,381,449	01/1995	Jasper et al.	375	298	
	5,636,247	06/1997	Kamerman et al.	375	260	
	5,642,384	06/1997	Ramesh	375	265	
	5,652,772	07/1997	Isaksson et al.	375	367	
	5,732,359	03/1998	Baranowsky et al.	455	552.1	
	5,835,602	11/1998	Lang	380	268	
	5,850,340	12/1998	York	700	83	
	5,970,053	10/1999	Schick et al.	370	252	
	6,005,876	12/1999	Cimini Jr. et al.	370	525	
	6,091,767	07/2000	Westerman	375	240	
	6,115,456	09/2000	Nolde	379	102.01	

<b>FOREIGN PATENT DOCUMENTS</b>						
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
						YES      NO
	WO 2002/07378	01/2002	PCT (World)			
	WO 2002/19623	03.2002	PCT (World)			
	WO 2002/47388	06/2002	PCT (World)			
	WO 2005/034515	04/2005	PCT (World)			

<b>OTHER DOCUMENTS</b> (Including Author, Title, Date, Pertinent Pages, Etc.)						
		SCTE, "Client-Based Digital Program Insertion Business Goal," DVS/632rl, March 27, 2004				
		SCTE, "Working Group Work Plan 5," DVS 177, September 1, 1998				



EXAMINER	/John Schnurr/	DATE CONSIDERED	02/19/2010
----------	----------------	-----------------	------------

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.

Date Mailed: February 10, 2010

Sheet 2 of 7

FORM 1449® THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  IN AN APPLICATION  (Use several sheets if necessary)		Docket Number: 60374.0068US12/CPO1.968407	Application Number: 10/712,289
		Applicant: Samuel H. Russ	
		Filing Date: November 13, 2003	Group Art Unit: 2421

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,119,154	09/2000	Weaver et al.	709	219	
	6,125,103	09/2000	Bauml et al.	370	203	
	6,133,912	10/2000	Montero	715	716	
	6,175,551	01/2001	Awater et al.	370	210	
	6,188,700	02/2001	Kato et al.	370	477	
	6,208,669	03/2001	Cimini Jr. et al.	370	525	
	6,230,162	05/2001	Kumar et al.	707	104.1	
	6,314,146	11/2001	Tellado et al.	375	346	
	6,333,937	12/2001	Ryan	370	468	
	6,356,309	03/2002	Masaki et al.	348	439.1	
	6,378,130	04/2002	Adams	725	95	
	6,438,165	08/2002	Normile	375	240	
FOREIGN PATENT DOCUMENTS						
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
						YES
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)						
		SCTE, "Proposed Amendment of SCTE 30 2001 Digital Program Insertion Splicing API," DVS 638r3, February 4, 2005				
		Broadcast Engineering, "Digital Program Insertion," Business Models, July 1, 2002				
		nCUBE, "Digital Program Insertion," nCUBE, May 2001				
		Matsushita Electric Industrial Co., Ltd. "DVB Call for Proposals for Content Protection & Copy Management Technologies," NetDRM Technology, XP002349078, October 19, 2001, pp. 1-44				
		International Search Report dated March 1, 2005 in OCT/US2004/032389				
		Canadian Office Action dated July 24, 2009 in Application No. 2,566,742				

62658

PATENT TRADEMARK OFFICE

EXAMINER	/John Schnurr/	DATE CONSIDERED
02/19/2010		
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.		

Date Mailed: February 10, 2010

Sheet 3 of 7

FORM 1449* THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  IN AN APPLICATION  (Use several sheets if necessary)		Docket Number: 60374.0068US12/CPO1.968407	Application Number: 10/712,289
		Applicant: Samuel H. Russ	
		Filing Date: November 13, 2003	Group Art Unit: 2421

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,459,427	10/2002	Mao et al.	725	109	
	6,556,557	04/2003	Cimini Jr. et al.	370	342	
	6,631,522	10/2003	Erdelyi	725	53	
	6,675,385	01/2004	Wang	725	39	
	6,769,127	07/2004	Bonomi et al.	725	39	
	6,785,258	08/2004	Garcia Jr. et al.	370	344	
	6,788,740	09/2004	van der Schaar et al.	375	240	
	6,798,838	09/2004	Ngo	375	240.19	
	6,816,904	11/2004	Ludwig et al.	709	226	
	6,922,843	07/2005	Herrington et al.	725	30	
	7,020,892	03/2006	Levesque et al.	725	89	
	7,039,169	05/2006	Jones	379	93.02	
FOREIGN PATENT DOCUMENTS						
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
						YES
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)						
		EP Summons to attend oral proceedings dated January 27, 2010 in Application No. 03 774 942.1-1241				
		U.S. Official Action mailed March 13, 2006 in U.S. 10/008,581				
		U.S. Official Action mailed December 18, 2006 in U.S. 10/008,581				
		U.S. Official Action mailed March 21, 2007 in U.S. 10/294,947				
		U.S. Official Action mailed April 25, 2007 in U.S. 10/008,581				
		U.S. Official Action mailed July 10, 2007 in U.S. 10/104,921				
		U.S. Official Action mailed October 4, 2007 in U.S. 10/008,581				

**62658**

PATENT TRADEMARK OFFICE

EXAMINER	/John Schnurr/	DATE CONSIDERED	02/19/2010
----------	----------------	-----------------	------------

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.

Date Mailed: February 10, 2010

Sheet 4 of 7

FORM 1449® THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  IN AN APPLICATION  (Use several sheets if necessary)		Docket Number: 60374.0068US12/CPO1.968407	Application Number: 10/712,289
		Applicant: Samuel H. Russ	
		Filing Date: November 13, 2003	Group Art Unit: 2421

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	7,114,174	09/2006	Brooks et al.	725	105	
	7,234,155	06/2007	Kay et al.	725	60	
	7,346,120	03/2008	McCorkle	375	295	
	7,346,134	03/2008	Smith	375	346	
	7,434,246	10/2008	Florence	725	46	
	7,603,684	10/2009	Ellis	725	39	
	2002/0059623	05/2002	Rodriguez et al.	725	91	
	2002/0108109	08/2002	Harris et al.	725	32	
	2002/0196941	12/2002	Isaacson et al.	380	231	
	2002/0198762	12/2002	Donato	705	10	
	2003/0005452	01/2003	Rodriguez	725	86	

FOREIGN PATENT DOCUMENTS						
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
						YES      NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)	
	U.S. Official Action mailed October 5, 2007 in U.S. 10/294,947
	U.S. Official Action mailed November 29, 2007 in U.S. 10/104,921
	U.S. Official Action mailed January 10, 2008 in U.S. 10/923,948
	U.S. Official Action mailed March 18, 2008 in U.S. 10/008,581
	U.S. Official Action mailed April 24, 2008 in U.S. 10/104,921
	U.S. Official Action mailed May 1, 2008 in U.S. 10/923,948
	U.S. Official Action mailed May 15, 2008 in U.S. 10/294,947

62658

PATENT TRADEMARK OFFICE

EXAMINER	/John Schnurr/	DATE CONSIDERED	02/19/2010
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.			

Date Mailed: February 10, 2010

Sheet 5 of 7

FORM 1449® THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  IN AN APPLICATION  (Use several sheets if necessary)		Docket Number: 60374.0068US12/CPO1.968407	Application Number: 10/712,289
		Applicant: Samuel H. Russ	
		Filing Date: November 13, 2003	Group Art Unit: 2421

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	2003/0069964	04/2003	Shteyn et al.	709	225	
	2003/0074565	04/2003	Wasilewski et al.	713	182	
	2003/0192061	10/2003	Hwangbo et al.	725	138	
	2003/0237093	12/2003	Marsh	725	46	
	2004/0049793	03/2004	Chou	725	087	
	2004/0100897	04/2004	Shattil	370	206	
	2004/0117483	06/2004	Singer et al.	709	225	
	2004/0163130	08/2004	Gray et al.	725	132	
	2004/0177369	09/2004	Akins III	725	31	
	2005/0004873	01/2005	Pou et al.	705	51	
	2005/0065780	03/2005	Wiser et al.	704	201	
	2005/0073945	04/2005	Garcia Jr. et al.	370	206	
FOREIGN PATENT DOCUMENTS						
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
						YES      NO
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)						
		U.S. Official Action mailed June 2, 2008 in U.S. 10/998,879				
		U.S. Official Action mailed June 30, 2008 in U.S. 10/907,540				
		U.S. Official Action mailed July 9, 2008 in U.S. 11/069,440				
		U.S. Official Action mailed September 18, 2008 in U.S. 10/008,581				
		U.S. Official Action mailed November 6, 2008 in U.S. 10/104,921				
		U.S. Official Action mailed November 28, 2008 in U.S. 10/998,879				
		U.S. Official Action mailed December 12, 2008 in U.S. 10/294,947				

**62658**

PATENT TRADEMARK OFFICE

EXAMINER	DATE CONSIDERED	02/19/2010
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant. John Schnuff		

Date Mailed: February 10, 2010

Sheet 6 of 7

FORM 1449® THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  IN AN APPLICATION  (Use several sheets if necessary)		Docket Number: 60374.0068US12/CPO1.968407	Application Number: 10/712,289
		Applicant: Samuel H. Russ	
		Filing Date: November 13, 2003	Group Art Unit: 2421

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	2005/0076357	04/2005	Fenne	725	14	
	2005/0234992	12/2005	Haberman	707	104.1	
	2006/0080360	04/2006	Young et al.	707	104.1	
	2006/0150225	07/2006	Hegg et al.	725	89	
	2006/0184967	08/2006	Maynard et al.	725	46	
	2007/0079341	04/2007	Russ et al.	725	89	
	2007/0094698	04/2007	Bountour et al.	725	132	
	2007/0300258	12/2007	O'Conner et al.	725	44	
	2009/0077586	03/2009	Wall et al.	725	39	
	2009/0083819	03/2009	Robertson et al.	725	118	
FOREIGN PATENT DOCUMENTS						
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
						YES

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

		U.S. Official Action mailed December 23, 2008 in U.S. 11/163,107
		U.S. Official Action mailed January 7, 2009 in U.S. 10/904,540
		U.S. Official Action mailed January 23, 2009 in U.S. 11/169,440
		U.S. Official Action mailed February 9, 2009 in U.S. 10/008,581
		U.S. Official Action mailed March 2, 2009 in U.S. 11/564,347
		U.S. Official Action mailed May 21, 2009 in U.S. 10/294,947
		U.S. Official Action mailed May 21, 2009 in U.S. 10/998,879
		U.S. Official Action mailed June 10, 2009 in U.S. 10/907,540
		U.S. Official Action mailed June 11, 2009 in U.S. 10/104,921

**62658**

PATENT TRADEMARK OFFICE

EXAMINER	DATE CONSIDERED
/John Schmitz/	02/19/2010
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	

Date Mailed: February 10, 2010

Sheet 7 of 7

FORM 1449® THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  IN AN APPLICATION  (Use several sheets if necessary)		Docket Number: 60374.0068US12/CPO1.968407	Application Number: 10/712,289
		Applicant: Samuel H. Russ	
		Filing Date: November 13, 2003	Group Art Unit: 2421

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
FOREIGN PATENT DOCUMENTS						
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
						YES
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)						
	U.S. Official Action mailed August 19, 2009 in U.S. 11/069,440					
	U.S. Official Action mailed September 4, 2009 in U.S. 11/564,347					
	U.S. Official Action mailed November 16, 2009 in U.S. 10/907,540					
	U.S. Official Action mailed December 16, 2009 in U.S. 10/294,947 (60374.0093USC1)					
	U.S. Official Action mailed December 16, 2009 in U.S. 11/564,347 (60374.0160US11)					
	U.S. Official Action mailed January 12, 2010 in U.S. 10/104,921 (60374.0063US01)					
	U.S. Official Action mailed January 21, 2010 in U.S. 11/069,439 (60374.0068US15)					
	U.S. Official Action mailed January 25, 2010 in U.S. 11/162,232 (60374.0068US16)					
	U.S. Official Action mailed January 28, 2010 in U.S. 10/924,077 (60374.0068US17)					
	U.S. Serial No. 09/332,244 filed June 11, 1999 entitled "Client-Server Based Interactive Television Program Guide System With Remote Server Recording", Inventors: Michael Ellis, William Thomas, Thomas Lemmons					
	U.S. Serial No. 09/354,344 filed July 16, 1999 entitled "Interactive Television Program Guide With Remote Access", Inventors: Michael Ellis, William Thomas, Joel Hassell, Thomas Lemmons, David Berezowski, Robert Knee, Robert McCoy					
	U.S. Serial No. 09/356,161 filed July 16, 1999 entitled "Interactive Television Program Guide System Having Multiple Devices Within A Household", Inventors: Michael Ellis, William Thomas, Thomas Lemmons					

62658

PATENT TRADEMARK OFFICE

/John Schnurr/

02/19/2010

EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.